IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 8306 of 1996

Between:

1 M.Padma , D/o. Ramaiah, Miryalguda, 27 yrs., Typist in LIC

of India Branch Office, Miryalguda, Nalgonda Dist.
2 M.Padda Janaiah, S/o. Doraiah, 28 years, Assistant in LIC

Brach Office, Miryalguda, Nalgonda Dist.
3 A.Yogeswar Reddy, S/o.Srinivasa Reddy, 29 years,

Assistant in LIC Branch Office, Miryalguda,

Nalgonda Dist.

..... PETITIONERS

AND

1 The Divisional Manager,LIC of India,
Secunderabad, R.R.Dist.
2 The Branch Manager ,,LIC of India,
Miryalguda Branch, Nalgonda Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in terminating the services of the petitioners orally without following the provisions laid down in the Industrial Disputes Act and also the Corporation Rules and further direct the respondents to reinstate and continue the petitioners in service by paying wages.

Counsel for the Petitioner:MR.P.RAGHAVENDRA REDDY

Counsel for the Respondent Nos.1 & 2: MR.N.CHANDRADHAR RAO

The Court made the following :

ORDER:

This writ petition is filed seeking a writ of mandamus declaring the action of the respondents in terminating the services of the petitioners orally without following the provisions laid down in the Industrial Disputes Act and also the Corporation Rules as illegal and arbitrary and direct the respondents to reinstate and continue them in service by paying wages.

It is the case of the petitioners that their names were sponsored by the District Employment Exchange, Nalgonda to the respondents Branch for being appointed as Typist and Assistants. The petitioners were subjected to selection process and thereafter, in the month of September, 1995 they were appointed as Typist and Assistants respectively. However, from February, 1996 onwards they were not paid salary and no orders of termination were passed. Therefore, they presumed that their services were terminated without following the provisions of the Industrial Disputes Act. Hence, the present writ petition.

After admitting the writ petition, an interim order dated 27-6-1996 was passed in W.P.M.P.No.10205 of 1996 directing the respondents to continue the petitioners if there are vacancies.

When this writ petition is taken up for hearing, the learned counsel for the petitioners submitted that in pursuance of the interim direction dated 27-6-1996, the petitioners are continuing as such till date against the vacancies that are available.

In view of the above submission and the interim direction dated 27-6-1996,

noting survives in the writ petition to be adjudicated further.

Accordingly, the Writ Petition is disposed of. No order as to costs.

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24-03-2005

To

1 The Divisional Manager,LIC of India,
Secunderabad, R.R.Dist.
2 The Branch Manager ,,LIC of India,
Miryalguda Branch, Nalgonda Dist.

3 Two C.D. copies.

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